



NOTICE OF INTENT TO OBTAIN CUSTODY

“San Tia” Bayliner Vessel WN # 6195 GB

In accordance with Revised Code of Washington (RCW) 79.100, the Bayliner *San Tia* (vessel) with Washington Registration WN 6195 GB, has been declared derelict or abandoned because it meets the definition of those terms as defined in RCW 79.100.040. The vessel is on the beach on Anderson Island, just south of Amsterdam Bay, Pierce County. The Washington State Department of Natural Resources (DNR) intends to take custody of the above named vessel on **April 2, 2010**. After obtaining custody of the vessel, DNR is authorized to use or dispose of it as provided in RCW 79.100 without further notice.

To retain custody of the vessel, before **April 2, 2010**, the owner must remove the boat from the beach. If the boat has already been removed by DNR, the vessel owner must reimburse DNR for the costs associated with the vessel's salvage and storage.

In order to challenge DNR's taking temporary possession, or DNR's decision to take custody on **April 2, 2010**, the owner must file a written request for a hearing with DNR's Aquatic Resources Division at 1111 Washington Street SE, PO Box 47027, Olympia WA 98504-7027. The written request can be submitted immediately after receipt of this notice, but cannot be filed any later than the twentieth day after the custody date. The right to a hearing is deemed waived if a request is submitted late, and the owner is liable for any costs owed to DNR.

The costs the owner may be liable for include, but are not limited to, costs incurred by DNR while exercising the authority granted in RCW 79.100.030, all administrative costs incurred by DNR during the procedure set forth in RCW 79.100.040 and RCW 79.100.050, removal and disposal costs, and costs associated with environmental damages directly or indirectly caused by the vessel. In the event of litigation, the prevailing party is entitled to reasonable attorneys' fees and costs. Also, the owner may be guilty of a misdemeanor for allowing a vessel to become abandoned or derelict on aquatic lands per RCW 79.100.110.

DNR reserves the right to pursue any other remedies available under law. For more information regarding this action, contact the Derelict Vessel Removal Program at (360) 902-1574 or DVRP@dnr.wa.gov.